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August 21, 2006

VIA FACSIMILE AND/OR CERTIFIED U.S. MAIL
Michael D. Marin
Susan Denmon Gusky
Christopher V. Popov
Vinson & Elkins L.L.P.
The Terrace 7
2801 Via Fortuna, Suite 100
Austin, Texas 78746

Pete I. Solis
Pro Se
160 Calderon
Buda, Texas 78610

Re: *Jane Doe, et. al. v. Myspace Inc., et. al.*; Cause No. D-1-GN-06-002209; 261st Judicial District Court; Travis County, Texas

Dear Counsel:

Enclosed are copies of the following discovery requests being served this day:

- Plaintiffs' First Set of Interrogatories to Defendants Myspace Incorporated and News Corporation
- Plaintiffs' First Request for Production of Documents to Defendants Myspace Incorporated and News Corporation
- Plaintiffs' Request For Disclosure to Defendants Myspace Incorporated and News Corporation

Regards,

BARRY & LOEWY LLP
Carl R. Barry

Dockets.Justia.com

w/Enclosures

Cc: ARNOLD & ITKIN LLP

CAUSE NO. D-1-GN-06-002209

JANE DOE, Individually, and As Next of Friend of JULIE DOE, a Minor; Plaintiffs,	§ § § §	IN THE DISTRICT COURT OF
v.	§ §	
MYSPACE, INC.; NEWS CORPORATION; and PETE I. SOLIS	§ § § §	TRAVIS COUNTY, TEXAS
Defendants.	§ § §	261ST JUDICIAL DISTRICT

PLAINTIFFS' FIRST SET OF INTERROGATORIES
TO DEFENDANTS MYSPACE INCOPORATED AND NEWS CORPORATION

TO: Defendants Myspace, Incorporated and News Corporation, by and through their attorneys of record, Vinson & Elkins L.L.P., 2801 Via Fortuna, Suite 100, Austin, Texas 78746-7568.

You are hereby requested, pursuant to Rules 192 and 197 of the Texas Rules of Civil Procedure, to answer the following interrogatories separately and fully in writing under oath. The answers to interrogatories shall be preceded by the question or interrogatory to which the answer pertains. The answers shall be signed and verified by the Defendants. The answers shall be returned to the office of Barry & Loewy LLP, 111 Congress Avenue, Suite 400, Austin, Texas 78701, thirty (30) days after the date of service of these interrogatories.

Defendants are under a duty to supplement such answers to include information thereafter acquired according to the provisions of Rule 193.5 of the Texas Rules of Civil Procedure. Supplementation shall take place not less than thirty (30) days prior to the beginning of trial.

I. DEFINITIONS AND INSTRUCTIONS

The following definitions and instructions apply to the document requests listed below:

1. "You," "your," or "yours" shall mean, unless otherwise specified in a particular request, MySpace, Incorporated or News Corporation, any employee, agent or representative of MySpace, Incorporated or News Corporation, and each person acting or authorized to act on behalf of MySpace, Incorporated or News Corporation.

2. The term "Minor" shall mean a person under the age of 18-years-old.

3. The term "Adult" shall mean a person the age of 18-years-old or older.

4. The term "MySpace" means the website www.myspace.com.

5. The term "and/or," "or," and "and" are used inclusively, not exclusively.

6. As used herein, to "identify" a person when used with respect to a natural person means to state the person's full name, present or last known home and business addresses and telephone numbers, employment and job position at present at the time in which the interrogatory relates. To "identify" any other person or entity other than a natural person means to state his full name, the nature of the legal entity, at the present or last known address, telephone number, and its chief executive officer.

7. As used herein, the term "identify" when referring to a meeting or discussion of any kind refers to the date, location, persons attending, and topic(s) discussed in such meeting or discussions.

8. To "identify" a document means to set forth (a) the author of the document, (b) the addressee of the document, (c) the date of the document, (d) the

identity of all persons having reviewed copies of the document, and (e) the subject matter of the document.

9. The terms "document" and "documents" mean all documents and tangible things, in the broadest sense allowed by Rule 192.3(b) and comment 2 of the Texas Rules of Civil Procedure, and include, but are not limited to, any writings, drawings, graphs, charts, photographs, phonograph records, tape recordings, notes, diaries, calendars, checkbooks, books, papers, accounts, electronic or videotape recordings, and any computer-generated, computer-stored, or electronically-stored matter that constitute or contain matters relevant to the subject matter of this lawsuit. The terms "document" and "documents" include responsive data or information that exists in electronic or magnetic form, and such responsive data should be produced on a 1.4 mg floppy diskette or ZIP disk or a data-imaged hard drive, pursuant to Rule 196.4 of the Texas Rules of Civil Procedure.

10. You are to supplement these interrogatory responses as new information becomes available.

11. You are under a duty to supplement your response to this request for documents pursuant to Tex. R. Civ. P. 193.5.

12. Pursuant to Tex. R. Civ. P. 193.3, you are to provide a withholding statement for any documents you have withheld on the basis of privilege(s).

II. INTERROGATORIE S

Interrogatory No. 1 :

Identify all persons who participated in preparing the answers to these Interrogatories.

Answer:

Interrogatory No. 2 :

Produce a comprehensive list of all the security measures, safety precautions, special protections or extra protections for Minors on MySpace you have conceived of or planned to implement since January 1, 2003 to the present. Include the date of conception for each item you list, the exact plan or procedure for each item you list, the expected or projected cost of implementation for each item you list, the expected or projected effect(s) of enrollment or registration of Minors on MySpace implementation for each item is expected to cause, and the expected date of implementation for every item you list or the reasons you decided not to implement an item you list. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 3 :

Produce a comprehensive list of all the security measures, safety precautions, special protections or extra protections for Minors you have actually implemented on MySpace since January 1, 2003 to the present. Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 4:

Produce a comprehensive list of all known instances Adult users of MySpace have contacted Minor users of MySpace if such contacts were in violation of any of MySpace's then-existing policies and procedures. Include the details of each instance, the date of each instance, the names of each Adult MySpace user and Minor MySpace user involved in each instance, the age of each Adult MySpace user and Minor MySpace user involved in each instance, and provide any documents in your possession referring or relating in any way to each instance.

Answer:

Interrogatory No. 5:

Produce a comprehensive list of all known instances Adult users of MySpace have sexually assaulted, attempted to sexually assault, solicited sex from, or committed any other related illegal or criminal act on Minor users of MySpace. Include the details of each instance, the date of each instance, the names of each Adult MySpace user and Minor MySpace user involved in each instance, the age of each Adult MySpace user and Minor MySpace user involved in each instance, and provide any documents in your possession referring or relating in any way to each instance.

Answer:

Interrogatory No. 6:

On the "Tips for Parents" section of MySpace, the second guideline states:

> "*MySpace members must be 14 years of age or older. We take extra precautions to protect our younger members…*"

Identity each measure and method you used, since January 1, 2003 to the present, to ensure that all MySpace users were 14-years-old or older. Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 7:

On the "Tips for Parents" section of MySpace, the second guideline states:

> "*MySpace members must be 14 years of age or older. We take extra precautions to protect our younger members…*"

Identity every one of the "extra precautions" that you have taken, since January 1, 2003 to the present, to protect the younger members of the MySpace community. Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 8:

In the February 13, 2006 edition of Newsweek Magazine, in an article written by Len Irish, entitled "*Murdoch's New Groove,*" Rupert Murdoch is quoted as saying:

> "*For example, no one under 14 is allowed on the site, and there are strict limits on who can access profiles of users under 16...*"

Please identify every measure and method that was in place on February 13, 2006, ensuring that "no one under 14 is allowed on the site." Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 9:

In the February 13, 2006 edition of Newsweek Magazine, in an article written by Len Irish, entitled "*Murdoch's New Groove,*" Rupert Murdoch is quoted as saying:

> "*For example, no one under 14 is allowed on the site, and there are strict limits on who can access profiles of users under 16...*"

Please identify exactly what "strict limits" were in place on February 13, 2006, restricting or limiting access to profiles of MySpace users under the age of 16. Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 10:

In a CBS News article published in February 6, 2006, entitled "*MySpace.com Responds to Web Risks*", a MySpace representative was quoted as saying:

> "*There are a number of specific procedures and policies in place to ensure users of all ages have a safe and meaningful experience. These include limiting use of the website to users who are at least 14 years of age and providing special protections to users who are under 16 so that their personal information cannot be accessed by persons they do not know.*"

Please identify all "specific procedures and policies" that were in place on February 6, 2006, ensuring that Minor MySpace users were "safe" and precisely define what you meant by "safe." Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 11:

In a CBS News article published in February 6, 2006, entitled "*MySpace.com Responds to Web Risks*", a MySpace representative was quoted as saying:

> "*There are a number of specific procedures and policies in place to ensure users of all ages have a safe and meaningful experience. These include limiting use of the website to users who are at least 14 years of age and providing special protections to users who are under 16 so that their personal information cannot be accessed by persons they do not know.*"

Please identify every measure in place on February 6, 2006, "limiting use of the website to users who are at least 14 years of age." Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 12:

In a CBS News article published in February 6, 2006, entitled "*MySpace.com Responds to Web Risks*", a MySpace representative was quoted as saying:

> "*There are a number of specific procedures and policies in place to ensure users of all ages have a safe and meaningful experience. These include limiting use of the website to users who are at least 14 years of age and*

providing special protections to users who are under 16 so that their personal information cannot be accessed by persons they do not know."

Please identify all the "special protections" in place on February 6, 2006, that you provided to Minor MySpace users, under the age of 16, limiting or denying access to their personal information by persons they did not know. Include the date of implementation for each item you list, the exact plan or procedure used in implementing each item you list, the cost of implementation for each item you list, and the effect(s) of enrollment or registration of Minors on MySpace, whether real or projected, that implementation for each item has caused or is expected to cause. Provide any documents in your possession referring or relating in any way to each item you list.

Answer:

Interrogatory No. 13:

Identify every communication you had with any state or federal Attorney General's Office regarding MySpace since January 1, 2003 to the present. Include the exact substance of each communication, the date of each communication, with whom each communication was made to or from, and provide any documents in your possession referring or relating in any way to each communication.

Answer:

Interrogatory No. 14:

Identify every communication you had with any state or federal law enforcement entity, or any other governmental or quasi-governmental agency regarding MySpace since January 1, 2003 to the present. Include the exact substance of each communication, the date of each communication, with whom each communication was made to or from, and provide any documents in your possession referring or relating in any way to each communication.

Answer:

Interrogatory No. 15:

Produce a comprehensive list of all known MySpace users under the age of 14 who have registered on MySpace since January 1, 2003 to the present. Include each MySpace users name, the date of enrollment or registration of each MySpace user, any actions by you in regards to each MySpace user's account, all instances of contact or communication between the MySpace user and any Adult MySpace users, and the date of termination (if applicable) of the MySpace users account. Provide any documents in your possession referring or relating in any way to each MySpace user.

Answer:

Interrogatory No. 16:

Produce a comprehensive list of any communications between you and the public, any public statements made by you to the public, any statements made by you to a media outlet for publication, all press releases you have issued, and any television interviews you have given, since January 1, 2003 to the present, regarding Minors. Include the exact substance of each communication, the date of each communication, with whom each communication was made to or from, and provide any documents in your possession referring or relating in any way to each communication.

Answer:

Interrogatory No. 17:

Produce a comprehensive list of any communications between you and the public, any public statements made by you to the public, any statements made by you to a media outlet for publication, all press releases you have issued, and any television interviews you have given, since January 1, 2003 to the present, regarding security measures, safety precautions, special protections or extra protections for Minors you have either contemplated or implemented on MySpace. Include the exact substance of each communication, the date of each communication, with whom each communication was made to or from, and provide any documents in your possession referring or relating in any way to each communication.

Answer:

Interrogatory No. 18:

Produce a comprehensive list of all the advertisers and marketers on MySpace since January 1, 2003 to the present that market or advertise to Minors. Include your contracts with them, the amount of income you generate from them, and provide any documents in your possession referring or relating to each advertiser and marketer.

Answer:

Interrogatory No. 19:

Describe the corporate structure and relationship between Myspace Incorporated and News Corporation. Provide a list of all the corporate officers, executive officers, directors, and board members for both Myspace Incorporated and News Corporation.

Answer:

Interrogatory No. 20:

Provide any MySpace user demographic analysis in your possession. Particularly, provide a percentage breakdown of MySpace users based on their status as Minors or Adults (depending on the age they are registered as on MySpace) for every year since January 1, 2003 to the present. Provide any documents in your possession referring or relating in any way to MySpace user demographics.

Answer:

Interrogatory No. 21:

Provide any MySpace user demographic analysis in your possession. Particularly, provide a percentage breakdown of MySpace users based on their status as Minors or Adults (depending on their actual age, regardless of the age they are registered as on Myspace) for every year since January 1, 2003 to the present. Provide any documents in your possession referring or relating in any way to MySpace user demographics.

Answer:

DATED: August 21, 2006

Respectfully submitted,

Adam J. Loewy
State Bar No. 24041353
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State Bar No. 24036192
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One Congress Plaza
111 Congress Avenue, Suite 400
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Houston, Texas 77002
(713) 222-3800

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

This is to certify that on this the 21st day of August, 2006, a true and correct copy of the above and foregoing was properly forwarded to the following counsel of record in accordance with the Texas Rules of Civil Procedure as indicated below:

VIA FACSIMILE AND/OR FIRST CLASS U.S. MAIL

Michael D. Marin
Susan Denmon Gusky
Christopher V. Popov
Vinson & Elkins L.L.P.
The Terrace 7
2801 Via Fortuna, Suite 100
Austin, Texas 78746

Pete I. Solis
Pro Se
160 Calderon
Buda, Texas 78610

Carl R. Barry

CAUSE NO. D-1-GN-06-002209

JANE DOE, Individually, and As Next of Friend of JULIE DOE, a Minor; Plaintiffs, v. MYSPACE, INC.; NEWS CORPORATION; and PETE I. SOLIS Defendants.	§ § § § § § § § § § § § §	IN THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS 261ST JUDICIAL DISTRICT

PLAINTIFFS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO DEFENDANTS MYSPACE INCOPORATED AND NEWS CORPORATION

TO: Defendants Myspace, Incorporated and News Corporation, by and through their attorneys of record, Vinson & Elkins L.L.P., 2801 Via Fortuna, Suite 100, Austin, Texas 78746-7568.

You are hereby requested, pursuant to Rules 192 and 196 of the Texas Rules of Civil Procedure, to produce and permit the inspection and copying of the documents or things described below. Such documents shall be produced for inspection and copying at the offices of Barry & Loewy LLP, 111 Congress Avenue, Suite 400, Austin, Texas 78701, thirty (30) days after the date of service hereof, or at such other time and place as we may mutually agree upon.

I. DEFINITIONS AND INSTRUCTIONS

The following definitions and instructions apply to the document requests listed below:

1. The terms "document" and "documents" mean all documents and tangible things, in the broadest sense allowed by Rule 192.3(b) and comment 2 of the Texas Rules of Civil Procedure, and include, but are not limited to, any writings, drawings, graphs,

charts, photographs, phonograph records, tape recordings, notes, diaries, calendars, checkbooks, books, papers, accounts, electronic or videotape recordings, and any computer-generated, computer-stored, or electronically-stored matter that constitute or contain matters relevant to the subject matter of this lawsuit. The terms "document" and "documents" include responsive data or information that exists in electronic or magnetic form, and such responsive data should be produced on a 1.4 mg floppy diskette or ZIP disk or a data-imaged hard drive, pursuant to Rule 196.4 of the Texas Rules of Civil Procedure.

2. You are to produce all documents that are in your possession, control or custody, or in the possession, control or custody of your attorney. Without limiting the term "control," a document is deemed to be within your control if you have ownership, possession or custody of the document, or the right to secure the document or copy thereof from any person or public or private entity having physical possession thereof.

3. All duplicates or copies of documents are to be provided to the extent they have handwriting, additions, or deletions of any kind different from the original document being produced.

4. The term "Minor" shall mean a person under the age of 18-years-old.

5. The term "Adult" shall mean a person the age of 18-years-old or older.

6. The term "MySpace" means the website www.myspace.com.

7. "You," "your," or "yours" shall mean, unless otherwise specified in a particular request, MySpace, Incorporated or News Corporation, any employee, agent or representative of MySpace, Incorporated or News Corporation, and each person acting or authorized to act on behalf of MySpace, Incorporated or News Corporation.

8. The term "and/or," "or," and "and" are used inclusively, not exclusively.

9. Except where otherwise indicated, each paragraph of this document request covers the time period beginning **January 2003 to the present**.

10. You are under a duty to supplement your response to this request for documents pursuant to Tex. R. Civ. P. 193.5.

11. Pursuant to Tex. R. Civ. P. 193.3, you are to provide a withholding statement for any documents you have withheld on the basis of privilege(s).

II. DOCUMENTS TO BE PRODUCED

1. Produce all documents which you intend to introduce at trial of this matter.

2. Produce all documents referring to, relating to, or reflecting the facts alleged in Plaintiff's First Amended Original Petition.

3. Produce all documents that support your legal theories and the factual basis of your claims or defenses.

4. Produce all documents referring to, relating to, or reflecting any communications between Plaintiff Julie Doe and Defendant Pete I. Solis.

5. Produce all documents referring to, relating to, or reflecting any security measures, safety precautions, special protections or extra protections you undertook in regards to Minors on MySpace from being contacted by Adults on MySpace.

6. Produce all documents referring to, relating to, or reflecting any security measures, safety precautions, special protections or extra protections you undertook regarding the protection of identity information and personal information of Minors on MySpace.

7. Produce all documents referring to, relating to, or reflecting any security measures, safety precautions, special protections or extra protections regarding Minors using MySpace.

8. Produce all documents referring to, relating to, or reflecting any security measures, safety precautions, special protections or extra protections you planned or implemented in regards to Minors on MySpace.

9. Produce all documents referring to, relating to, or reflecting any communications or discussions in regards to any age verification or identity verification systems on MySpace.

10. Produce all documents referring to, relating to, or reflecting any problems or concerns in regards to any age verification or identity verification systems on MySpace.

11. Produce all documents referring to, relating to, or reflecting any communications or discussions in regards to any security measures, safety precautions, special protections or extra protections to keep Minors on MySpace from being contacted by Adults on MySpace.

12. Produce all documents referring to, relating to, or reflecting any communications or discussions in regards to sexual assaults, attempted sexual assaults, the solicitation of sex, or any related illegal or criminal acts by Adult users of MySpace on Minor users of MySpace.

13. Produce all documents referring to, relating to, or reflecting any communications or discussions in regards to any crimes or illegal acts perpetrated by Adult users of MySpace on Minor users of MySpace.

14. Produce all documents referring to, relating to, or reflecting any communications or discussions you had with any state Attorney General's Office regarding MySpace and Minors.

15. Produce all documents and correspondence between you and any state Attorney General's Office regarding MySpace and Minors.

16. Produce all documents and correspondence between you and any state or federal law enforcement entity, or any governmental or quasi-governmental agency regarding MySpace and Minors.

17. Produce all documents referring to, relating to, or reflecting any communications or discussions you had with any state or federal law enforcement entity, or any governmental or quasi-governmental agency regarding MySpace and Minors.

18. Produce all documents referring to, relating to, or reflecting any communications or discussions you had with the United States Attorney General's Office regarding MySpace and Minors.

19. Produce all documents and correspondence between you and the United States Attorney General's Office regarding MySpace and Minors.

20. Produce all documents referring to, relating to, or reflecting any communications or discussions you had with any nonprofit organizations in regards to MySpace and Minors.

21. Produce all documents and correspondence between you and any nonprofit organizations in regards to MySpace and Minors.

22. Produce all documents referring to, relating to, or reflecting any communications or discussions by any employee, agent or representative of MySpace, Incorporated regarding MySpace and Minors.

23. Produce all documents and correspondence by any employee, agent or representative of Myspace, Incorporated regarding MySpace and Minors.

24. Produce all documents referring to, relating to, or reflecting any communications or discussions by any employee, agent or representative of News Corporation regarding MySpace and Minors.

25. Produce all documents and correspondence by any employee, agent or representative of News Corporation regarding MySpace and Minors.

26. Produce all documents referring to, relating to, or reflecting any communications or discussions by any employee, agent or representative of MySpace, Incorporated regarding any security measures, safety precautions, special protections or extra protections for Minors on MySpace.

27. Produce all documents and correspondence by any employee, agent or representative of Myspace, Incorporated regarding any security measures, safety precautions, special protections or extra protections for Minors on MySpace.

28. Produce all documents referring to, relating to, or reflecting any communications or discussions by any employee, agent or representative of News Corporation regarding any security measures, safety precautions, special protections or extra protections for Minors on MySpace.

29. Produce all documents and correspondence by any employee, agent or representative of News Corporation regarding any security measures, safety precautions, special protections or extra protections for Minors on MySpace.

30. Produce all documents referring to, relating to, or reflecting any communications or discussions by any employee, agent or representative of MySpace, Incorporated regarding the sexual assaults, attempted sexual assaults, the solicitation of sex, or any related illegal or criminal acts perpetrated by Adult users of MySpace on Minor users of MySpace.

31. Produce all documents and correspondence by any employee, agent or representative of Myspace, Incorporated regarding the sexual assaults, attempted sexual assaults, the solicitation of sex, or any related illegal or criminal acts perpetrated by Adult users of MySpace on Minor users of MySpace.

32. Produce all documents referring to, relating to, or reflecting any communications or discussions by any employee, agent or representative of News Corporation regarding the sexual assaults, attempted sexual assaults, the solicitation of sex, or any related illegal or criminal acts perpetrated by Adult users of MySpace on Minor users of MySpace.

33. Produce all documents and correspondence by any employee, agent or representative of News Corporation regarding the sexual assaults, attempted sexual assaults, the solicitation of sex, or any related illegal or criminal acts perpetrated by Adult users of MySpace on Minor users of MySpace.

34. Produce all documents referring to, relating to, or reflecting any monitoring or policing of MySpace users by you.

35. Produce all documents referring to, relating to, or reflecting any public statements, statements to the media, press releases, television interviews and any communications with the public by you regarding MySpace.

36. Produce all documents and correspondence between you and any media outlets.

37. Produce all documents and correspondence between you and the public regarding MySpace.

38. Produce all the "Terms and Conditions" information posted on Myspace since January 1, 2003 to the present, including, but not limited to, any iterations, changes or amendments made to the "Terms and Conditions" section posted on Myspace.

39. Produce all the "Privacy" information posted on Myspace since January 1, 2003 to the present, including, but not limited to, any iterations, changes or amendments made to the "Privacy" section posted on Myspace.

40. Produce all the "Safety Tips" information posted on Myspace since January 1, 2003 to the present, including, but not limited to, any iterations, changes or amendments made to the "Safety Tips" section posted on Myspace.

41. Produce all the "Tips For Parents" information posted on Myspace since January 1, 2003 to the present, including, but not limited to, any iterations, changes or amendments made to the "Tips For Parents" section posted on Myspace.

42. Produce all documents referring to, relating to, or reflecting any public statements made or any planned public statements by you regarding the safety and security of MySpace.

43. Produce all documents regarding any marketing studies or surveys planned, implemented, or performed by you or any third party regarding Minors and age verification or identity verification systems. Include any results obtained thereof.

44. Produce all documents regarding any focus groups planned, implemented, or performed by you or any third party regarding Minors and age verification or identity verification systems. Include any results obtained thereof.

45. Produce all documents regarding any marketing plans or marketing strategies to Minors.

46. Produce all documents referring to, relating to, or reflecting any marketing efforts to Minors conducted by you or any third parties.

47. Produce all documents regarding any advertising plans or programs to Minors that were planned, implemented, or performed by you or any third parties.

48. Produce all documents regarding your advertising plans and advertising strategies to Minors.

49. Produce all documents referring to, relating to, or reflecting any advertising efforts to Minors conducted by you or any third parties.

50. Produce all documents referring to, relating to, or reflecting the amount of income or revenue generated, directly or indirectly, by Minors using MySpace.

51. Produce a comprehensive list of all the advertisers and marketers currently on MySpace that target or cater to Minors.

52. Produce an accounting of all the advertisers and marketers currently on MySpace, your contracts with them, and the amount of income you generate from them.

53. Produce MySpace's income tax returns from 2003 to the present.

54. Produce an accounting of MySpace from 2003 to the present, including, but not limited to, a profit and loss statement for each year.

55. Produce all income tax returns, federal tax returns, state tax returns and city tax returns you have filed with the Internal Revenue Service and all income tax returns, federal tax returns, state tax returns and city tax returns you have filed with the Securities and Exchange Commission from 2003 to the present.

56. Produce all quarterly reports you have filed with the Internal Revenue Service and all quarterly reports you have filed with the Securities and Exchange Commission from 2003 to the present.

57. Produce all documents and financial statements filed with the Securities and Exchange Commission on behalf of MySpace from 2003 to the present.

58. Produce all documents referring to, relating to, or reflecting MySpace's quarterly and annual revenues from 2003 to the present. Include all documents referring to, relating to, or reflecting MySpace's anticipated quarterly and annual revenues for 2006.

59. Produce all documents referring to, relating to, or reflecting the salaries and benefits paid to all MySpace executives, including, but not limited to, Chief Executive Officer Christopher T. Wolfe, Chief Operating Officer Josh Berman, Vice President of Marketing and Communications Jamie Kantrowitz, and Chief Security Officer and "Safety Czar" Hemanshu Nigam.

60. Produce all documents referring to, relating to, or reflecting any MySpace corporate meeting, board meeting minutes, or meeting minutes discussing Minors, age verification or identity verification systems.

61. Produce all documents referring to, relating to, or reflecting any MySpac corporate meetings, board meeting minutes, or meeting minutes discussing the amount of revenue or income generated by Minors using MySpace.

62. Produce all of MySpace's corporate meetings, board meeting minutes, and meeting minutes regarding MySpace.

63. Produce a comprehensive list of all the security measures, safety precautions, special protections or extra protections for Minors you have conceived of or planned to implement on MySpace since January 1, 2003 to the present.

64. Produce a comprehensive list of all the security measures, safety precautions, special protections or extra protections for Minors you have actually implemented on MySpace since January 1, 2003 to the present.

65. Produce a comprehensive list of all the instances Adult users of MySpace have contacted Minor users of MySpace that were in violation of MySpace's then-existing policies and procedures.

66. Produce a comprehensive list of all the instances Adult users of MySpace have sexually assaulted, attempted to sexually assault, solicited sex, or committed any other related illegal or criminal act on Minor users of MySpace.

67. Produce all documents sent to the United States Attorney General's Office, any state Attorney General's Office, or any other governmental or quasi-governmental entity that concerns MySpace and Minors.

68. All medical records that refer to Plaintiff(s), including medical records that predate the occurrences in question. This request also seeks test results and/or films.

69. All reports, citations, or other documents that relate to the any governmental agency or quasi-governmental agency that mentions, refers, relates to, and/or concerns the events giving rise to this lawsuit.

70. All safety manuals and materials that relate to the events underlying this lawsuit.

71. All reprimands, including notations of verbal reprimands, given to any employee for any reason that concern the events giving rise to this lawsuit.

72. All documents concerning any subsequent remedial measures taken after the events giving rise to this lawsuit.

73. All documents relied upon in anyway on answering Plaintiffs' Interrogatories.

74. All summaries, reports, and files reviewed by each person who may testify as an expert witness at trial.

75. All documents prepared by each expert witness who has been consulted by you and whose opinions have been reviewed by an expert witness who may testify at trial.

76. All documents reviewed by any witness in preparation for that witness' deposition.

77. Copies of all publications which any expert witness obtained or consulted by you has contributed to or on which he or she will rely, which relate in any way to the subject matter or opinions of the expert witness.

78. All documents evidencing communications between you and each expert witness who may testify at trial.

79. A current copy of the *curriculum vitae* or resume of any person whom you may call as an expert witness in the trial of this case.

80. A current *curriculum vitae* or resume of each person whose opinions or impressions have been reviewed or relied upon by any person who may be called to testify in the trial of this case.

81. A current list of the cases, including the cause number, of all trial and deposition testimony given in the past five (5) years by each person whom you may call as an expert witness in the trial of this case in which such expert discussed or described mental impressions or conclusions that relate to the subject matter of this lawsuit.

82. A current list of the cases, including the cause number, of all trial and deposition testimony given in the past five (5) years by each person whose opinions or impressions have been reviewed or relied upon by any expert who may be called to testify in the trial of this case in which such person discussed or described mental impressions or conclusions that relate to the subject matter of this lawsuit.

83. All transcripts and video recordings of deposition or trial testimony given in the past five (5) years by each person whom you may call as an expert witness in the trial of this case in which such expert witness discussed or described mental impressions or conclusions that relate to the subject matter of this lawsuit.

84. All transcripts and video recordings of deposition or trial testimony given in the past five (5) years by each person whose opinions or impressions may have been

reviewed or relied upon by any expert who may be called to testify in the trial of this cause in which such person discussed or described mental impressions or conclusions that relate to the subject matter of this lawsuit.

85. A current list of works written or published by each person whom you may call as an expert witness in a trial of this case.

86. All documents which you have been asked to identify and/or to which you have made reference or identified in your responses to Plaintiffs' Interrogatories to Defendants.

87. All documents evidencing the cause of the events underlying this lawsuit.

88. Copies of all manuals and test materials used by Defendants to monitor and evaluate the performance of its employees.

89. All documents that concern, refer to, or relate to Plaintiffs.

90. All documents relating to events that are substantially similar to the events underlying this lawsuit and relating to Defendants.

91. The entire investigation file of Plaintiffs, or their agents and/or representatives, prepared or assimilated prior to the date of filing of the Complaint in this Court that relate to Plaintiffs, their claims, or their injuries.

92. The entire investigation file of Pete Solis, or his agents and/or representatives, prepared or assimilated prior to the date of filing of the Complaint in this Court that relate to Plaintiffs, their claims, or their injuries.

93. The entire investigation file of Myspace Incorporated and News Corporation, and its agents and/or representatives, prepared or assimilated prior to the date of filing of the Complaint in this Court that relate to Plaintiffs, their claims, or their injuries.

DATED: August 21, 2006

Respectfully submitted,

Adam J. Loewy
State Bar No. 24041353
Carl R. Barry
State Bar No. 24036192
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111 Congress Avenue, Suite 400
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700 Louisiana Street, Suite 4700
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(713) 222-3800

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

This is to certify that on this the 21st day of August, 2006, a true and correct copy of the above and foregoing was properly forwarded to the following counsel of record in accordance with the Texas Rules of Civil Procedure as indicated below:

VIA FACSIMILE AND/OR FIRST CLASS U.S. MAIL

Michael D. Marin
Susan Denmon Gusky
Christopher V. Popov
Vinson & Elkins L.L.P.
The Terrace 7
2801 Via Fortuna, Suite 100
Austin, Texas 78746

Pete I. Solis
Pro Se
160 Calderon
Buda, Texas 78610

Carl R. Barry

CAUSE NO. D-1-GN-06-002209

JANE DOE, Individually, and As Next of Friend of JULIE DOE, a Minor; Plaintiffs,	§	IN THE DISTRICT COURT OF
v.	§	TRAVIS COUNTY, TEXAS
MYSPACE, INC.; NEWS CORPORATION; and PETE I. SOLIS Defendants.	§	261ST JUDICIAL DISTRICT

PLAINTIFFS' REQUESTS FOR DISCLOSURE TO DEFENDANTS MYSPACE INCOPORATED AND NEWS CORPORATION

TO: Defendants Myspace, Incorporated and News Corporation, by and through their attorneys of record, Vinson & Elkins L.L.P., 2801 Via Fortuna, Suite 100, Austin, Texas 78746-7568.

Pursuant to Rule 194 of the Texas Rules of Civil Procedure, Plaintiffs Jane Doe and Julie Doe ("Plaintiffs") request that Defendants Myspace, Incorporated and News Corporation ("Defendants") answer the following requests for disclosure separately and fully in writing. The answers to the requests shall be preceded by the request to which the answer pertains. The answers shall be returned to Plaintiffs' law firm, Barry & Loewy LLP, 111 Congress Avenue, Suite 400, Austin, Texas 78701.

Pursuant to Rule 194, you are requested to disclose, within 30 days of service of this request, the information or material described in Rule 194.2 (a), (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), and (l). With your response, please serve copies of all relevant documents and other tangible items.

Specifically, please disclose:

(a) The correct names of the parties to the lawsuit;

(b) The name, address, and telephone number of any potential parties. Please answer to the full extent authorized by the rules, which should include the names of all individuals and entities with an ownership interest in the business;

(c) The legal theories and, in general, the factual basis of your claims or defenses;

(d) The amount and any method of calculating economic damages;

(e) The name, address, and telephone number of persons having knowledge of relevant facts, and a brief statement of each identified person's connection with the case;

(f) For any testifying expert

1. The expert's name, address, and telephone number;

2. The subject matter on which the expert will testify;

3. The general substance of the expert's mental impressions and opinions and a brief summary of the basis for them, or if the expert is not retained by you, employed by you, or otherwise subject to your control, documents reflecting such information;

4. If the expert is retained by you, employed by you, or otherwise subject to your control:

(A) All documents, tangible items, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the expert in anticipation of the expert's testimony; and

(B) The expert's current resume and bibliography;

(g) Any discoverable indemnity and insuring agreements described in Rule 192.3(f);

(h) Any discoverable settlement agreements described in Rule 192.3(g);

(i) Any witness statements described in Rule 192.3(h);

(j) All medical records and bills that are reasonably related to the injuries or damages asserted, or, in lieu thereof, an authorization permitting disclosure of such medical records and bills;

(k) All medical records and bills obtained by the responding party by virtue of an authorization furnished by the requesting party; and

(l) The name, address, and telephone number of any person who may be designated as a responsible third party.

DATED: August 21, 2006

Respectfully submitted,

Adam J. Loewy
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Carl R. Barry
State Bar No. 24036192
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